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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 MICHAEL BANKS, ET AL.,

No. 2:05-cv-0742-MCE-GGH-P

12 Plaintiff,

13 v.

ORDER

14 STATE OF CALIFORNIA, ET AL.,

15 Defendants.
16 _____/

17 Plaintiff, a state prisoner proceeding pro se, has filed
18 this civil rights action seeking relief under 42 U.S.C. § 1983.
19 The matter was referred to a United States Magistrate Judge
20 pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No.
21 262.

22 On September 19, 2005, the magistrate judge filed Findings
23 and Recommendations herein which were served on Plaintiff and
24 which contained notice to Plaintiff that any Objections to the
25 Findings and Recommendations were to be filed within twenty (20)
26 days.


1 Plaintiff has not filed Objections to the Findings and
2 Recommendations.

3 The Court has reviewed the file and finds the Findings and
4 Recommendations to be supported by the record and by the
5 magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED
6 that:

7 1. The Findings and Recommendations filed September 19,
8 2005, are adopted in full; and

9 2. This action is dismissed without prejudice. See Local
10 Rule 11-110; Fed. R. Civ. P. 41(b).

11 DATED: December 30, 2005

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15 MORRISON C. ENGLAND, JR.
16 UNITED STATES DISTRICT JUDGE
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